S.B. Cr. Misc. Petition NO.300/2007
Smt. Shahnaz & Anr. Vs. Abdul Shakoor

Date of Order :: 12-07-2007

HON'BLE MR. JUSTICE H.R.PANWAR

None present for the petitioners.
Shri Iqbal Sherani, for the respondent.

By the instant petition under Section 482 Cr.P.C., the petitioners have challenged the order dated 15.12.2006 passed by the Judge, Family Court, Jodhpur whereby the Family Court allowed the application filed by the petitioners ex parte under Section 125 Cr.P.C. and directed the respondent to pay monthly allowance of maintenance @ Rs.1000/- and Rs.500/-per month in favour of the petitioner no.1 and petitioner no.2, who are wife and son of the respondent respectively.

I have carefully gone through the record of the family Court. It appears that order granting monthly allowance @ Rs.1000/-and Rs.500/- per month respectively in favour of petitioner nos.1 and 2 is an ex parte order and in any manner, it cannot be said to be erroneous, as also it cannot be said to be on the lower side.

In the circumstances, no case for interference under Section 482 Cr.P.C. is made out. The petition is therefore dismissed. Record of the Family Court be returned.

[H.R.PANWAR],J.

Praveen